

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Jan 09, 2009

FILED
CLERK'S OFFICE

A CERTIFIED TRUE COPY

ATTEST

By Teresa Bishop on Jan 27, 2009

FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATIONUNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

FILED

FEB - 6 2009

IN RE: ASBESTOS PRODUCTS LIABILITY
LITIGATION (NO. VI)RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SEE ATTACHED SCHEDULE)
OAKLAND

MDL No. 875

C-08-4925-SBA
C-08-5015-SBA

CONDITIONAL TRANSFER ORDER (CTO-318)


On July 29, 1991, the Panel transferred 21,937 civil actions to the United States District Court for the Eastern District of Pennsylvania for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 771 F.Supp. 415 (J.P.M.L. 1991). Since that time, 83,678 additional actions have been transferred to the Eastern District of Pennsylvania. With the consent of that court, all such actions have been assigned to the Honorable Eduardo C. Robreno.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Pennsylvania and assigned to Judge Robreno.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Pennsylvania for the reasons stated in the order of July 29, 1991, and, with the consent of that court, assigned to the Honorable Eduardo C. Robreno.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Pennsylvania. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:


Jeffrey N. Zuhar
Clerk of the Panel


Inasmuch as no objection is
pending at this time, the
stay is lifted.

Jan 27, 2009

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

A TRUE COPY CERTIFIED TO FROM THE RECORD

DATED: 1/29/09

ATTEST: 
DEPUTY CLERK, UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

**IN RE: ASBESTOS PRODUCTS LIABILITY
LITIGATION (NO. VI)**

MDL No. 875

SCHEDULE CTO-318 - TAG-ALONG ACTIONS

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
CALIFORNIA CENTRAL	
CAC 2 08-7434	Carol S. Dudash, et al. v. Alstom Power, Inc., et al.
	Opposed 1/26/09
CAC 2 08-7548	John Lusk, et al. v. A.B. Boyd Co., et al. Opposed 1/26/09
CALIFORNIA NORTHERN	
CAN 3 08-3013	Jeri Redman, et al. v. A.W. Chesterton Co., Inc., et al.
	Opposed 1/26/09
CAN 3 08-4380	Elmoyne Holbrook, et al. v. General Electric Co., et al.
CAN 3 08-4381	Theoni Salcedo, et al. v. Newport News Shipbuilding & Dry Dock Co., et al.
CAN 3 08-4400	Clark Ogle, et al. v. General Electric Co., et al.
CAN 3 08-4401	Albert Hutto, et al. v. General Electric Co., et al.
CAN 3 08-4415	Larry Yabarra, et al. v. General Electric Co., et al.
CAN 3 08-4416	John Koloen, et al. v. General Electric Co., et al. Opposed 1/27/09
CAN 3 08-4461	Joseph Murray, et al. v. General Electric Co., et al.
CAN 3 08-4489	Daniel Tarbell, Sr., et al. v. Kaiser Ventures, LLC, et al.
CAN 3 08-4490	Thomas Huff, et al. v. Kaiser Ventures, LLC, et al.
CAN 3 08-4656	Brenda Lunsford, et al. v. General Electric Co.
CAN 3 08-4926	Cleo Ann Conner, et al. v. General Electric Co., et al.
CAN 3 08-5185	Dennis Morillas, et al. v. General Electric Co.
CAN 3 08-5212	Sheila Correia, et al. v. Newport News Shipbuilding & Dry Dock Co.
CAN 3 08-5260	David Sanborn, et al. v. Asbestos Corp., Ltd., et al.
	Opposed 1/26/09
CAN 4 08-4925	Patsy Rood, etc. v. General Electric Co., et al.
CAN 4 08-5015	Dorothy Seltsmann, et al. v. A.W. Chesterton Co., et al.
CONNECTICUT	
CT 3 07-1359	Lionel J. Despres, et al. v. Ampco-Pittsburgh Corp., et al.
CT 3 07-1912	Hope Olivar, etc. v. Buffalo Pumps, Inc., et al.
CT 3 08-116	Dorothy DeMatties, etc. v. Acmat Corp., et al.
CT 3 08-707	Richard Carroll, et al. v. Buffalo Pumps, Inc., et al.
CT 3 08-1479	Robert I. Hayford, Jr., et al. v. Buffalo Pumps, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)**DELAWARE**

DE 1 08-624 Herbert Pease v. A.W. Chesterton Co., Inc., et al.
 DE 1 08-912 Jacqueline Snyder, etc. v. A.O. Smith Corp., et al.

FLORIDA NORTHERN

FLN 1 08-206 John Delatte, et al. v. A.W. Chesterton Co., Inc., et al.

ILLINOIS NORTHERN

ILN 1 08-5754 Marlene Woods, etc. v. CBS Corp., et al.

ILLINOIS SOUTHERN

~~ILS 3 08-755~~ ~~Arvid Johnson, et al. v. Foster Wheeler Energy Corp., et al.~~
Vacated 1/23/09

LOUISIANA EASTERN

~~LAE 2 08-4203~~ ~~Walter McDonald, et al. v. Crowley Maritime Corp., et al.~~
Opposed 1/27/09
~~LAE 2 08-4204~~ ~~Clarence Scott Wren, Sr. v. Cooper/T. Smith Stevedoring, Inc., et al.~~
Opposed 1/27/09

LOUISIANA WESTERN

LAW 5 08-1341 Joan Montalbano, et al. v. Crown Cork & Seal Co., Inc.

MICHIGAN EASTERN

MIE 2 91-72030 Alfonso Estrada, et al. v. ACandS, Inc., et al.
 MIE 2 91-72171 Robert H. Middleton, et al. v. ACandS, Inc., et al.
~~MIE 2 08-14920~~ ~~Garry Turner v. Grand Trunk Western Railroad, Inc.~~
Opposed 1/27/09

MINNESOTA

MN 0 08-1417 Marvin Gurewitz, etc. v. American Standard, Inc., et al.
 MN 0 08-6301 Marvin Dunlap, et al. v. Soo Line Railroad Co.

NORTH CAROLINA EASTERN

NCE 2 08-31 Jerome Bowen Blake v. Anchor Packing Co., et al.
 NCE 4 08-118 Harvey Worthington Turnage, Jr., et al. v. Anchor Packing Co., et al.
 NCE 4 08-137 Diane Schechter, etc. v. Anchor Packing Co., et al.
 NCE 5 08-378 Jessie Darquenne Ashley, etc. v. Anchor Packing Co., et al.
 NCE 7 08-106 George N. White, Jr., et al. v. Aqua-Chem, Inc., et al.
 NCE 7 08-112 Russell Jay Aderhold, et al. v. Aqua-Chem, Inc., et al.
 NCE 7 08-138 David W. Williams, et al. v. Aqua-Chem, Inc., et al.
 NCE 7 08-150 Norwood Shelton Wood, et al. v. Anchor Packing Co., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)**NORTH CAROLINA MIDDLE**

NCM 1	08-697	Donald Ray Clark v. Aqua-Chem, Inc., et al.
NCM 1	08-708	Douglas I. Grandy, et al. v. Aqua-Chem, Inc., et al.
NCM 1	08-709	Terry W. Wyrick, et al. v. Aqua-Chem, Inc., et al.
NCM 1	08-764	Rosa Lee Manning, et al. v. Aqua-Chem, Inc., et al.
NCM 1	08-765	Thomas C. Purdy, et al. v. Aqua-Chem, Inc., et al.
NCM 1	08-783	Jimmie Lee Thompson, Sr. v. Aqua-Chem, Inc., et al.
NCM 1	08-784	Cary Brown Murphy, et al. v. Aqua-Chem, Inc., et al.
NCM 1	08-893	Gary Wade Shue, etc. v. Aqua-Chem, Inc., et al.

NORTH CAROLINA WESTERN

NCW 1	07-383	Jackie C. Laney, et al. v. A.W. Chesterton Co., Inc., et al.
NCW 1	08-478	William M. Hamrick, Sr., et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-479	Murray D. Washam, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-480	Bennie G. Pryor, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-481	Brenda T. Fuller, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-486	Dennis W. Richard, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-487	Linda K. Burrell, etc. v. Aqua-Chem, Inc., et al.
NCW 1	08-490	Timothy B. Grass, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-491	William C. Sturdivant, Jr., et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-493	Sueann B. Setzer, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-494	Danny Ray Shepherd, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-498	Larry R. Robinette, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-499	Gary A. Cornelius, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-500	James F. Barker, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-502	Charles R. Bradshaw, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-503	Ronald K. Bridges, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-504	Joe Dean Byers v. Aqua-Chem, Inc., et al.
NCW 1	08-505	Robin G. Caskey, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-506	Tommy E. Cauthen, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-508	Leon W. Crocker, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-509	Jacob M. Dellinger, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-511	Timothy S. Dellinger, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-512	Eddie Ray Evans, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-513	Tony V. Lineberger, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-514	Coy B. Helms, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-517	Randy G. Mahaffey, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-518	Gary T. McGee, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-522	James Boyce Mitchem v. Aqua-Chem, Inc., et al.
NCW 1	08-524	Stanley B. Rucker, et al. v. Aqua-Chem, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

NCW 1	08-525	Kenneth L. Rumfelt, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-527	Danny L. Setzer, et al. v. Aqua-Chem, Inc., et al.
NCW 1	08-528	Timothy A. Sheppard v. Aqua-Chem, Inc., et al.
NCW 1	08-529	Robert L. Witherspoon, et al. v. Aqua-Chem, Inc., et al.

NEW HAMPSHIRE

NH 1	08-458	Judith L. Jackson, etc. v. Metropolitan Life Insurance Co., et al.
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NEW JERSEY

NJ 2	08-5112	Francine Peluso v. Asbestos Corp., Ltd., et al. Opposed 1/26/09
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NEW YORK EASTERN

NYE 1	08-3221	Edward Kelchner v. A.W. Chesterton Co., Inc., et al.
NYE 1	08-3436	Mozelle Justice, etc. v. A.W. Chesterton Co., Inc., et al.

NEW YORK SOUTHERN

NYS 1	08-10228	Michael Curry v. American Standard, Inc., et al. Opposed 1/14/09
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OHIO NORTHERN

OHN 1	08-10006	Willard E. Bartel, et al. v. A-C Product Liability Trust, et al.
OHN 1	08-10007	Willard E. Bartel, et al. v. A-C Product Liability Trust, et al.

OKLAHOMA NORTHERN

OKN 4	08-590	Donnis Lawson, etc. v. Burlington Northern & Santa Fe Railway Co.
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OREGON

OR 3	08-469	Vivian L. Dunn, etc. v. B&P Process Equipment & Systems, LLC, et al. Opposed 1/26/09
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RHODE ISLAND

RI 1	05-252	Micheline Moore, etc. v. A.W. Chesterton Co., Inc., et al.
RI 1	05-253	Helen Docherty, etc. v. A.W. Chesteron Co., Inc., et al.
RI 1	08-472	Michael D. Beamis v. Buffalo Pumps, Inc.

SOUTH CAROLINA

SC 0	08-3356	James Monroe Scott, et al. v. Aqua-Chem, Inc., et al.
SC 0	08-3415	William T. Clinton, et al. v. Aqua-Chem, Inc., et al.
SC 0	08-3561	Robert S. Glenn, Jr., et al. v. Aqua-Chem, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

SC 0 08-3562	Perry Littlejohn v. Aqua-Chem, Inc., et al.
SC 0 08-3565	James K. Lightsey, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3566	Tony D. Hamilton, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3730	Gardy F. Oliver, Jr., et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3738	Donald W. Ligon, et al. v. Aqua-Chem, Inc., et al.
SC 0 08-3739	Ronald E. Parham, et al. v. Aqua-Chem, Inc., et al.
SC 2 08-3759	Madge L. Pittman, etc. v. Owens-Illinois, Inc., et al.
SC 7 08-3736	Boyd Holcomb, et al. v. Aqua-Chem, Inc., et al.
SC 7 08-3741	Michael E. Parker, et al. v. Aqua-Chem, Inc., et al.
SC 7 08-4096	Bill Bailey, etc. v. Aqua-Chem Inc., et al.
SC 8 08-3357	Odell C. Weaver, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3362	Teresa H. Dale, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3416	Selma F. Whitfield, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3420	Shirley C. Harden, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3424	James Kenneth Black, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3446	Charles D. Crisp, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3448	John Michael Ashley, et al. v. Aqua-Chem, Inc., et al.
SC 8 08-3560	Larry M. Parker, et al. v. Aqua-Chem, Inc., et al.

TENNESSEE EASTERN

~~TNE 3 08-368~~ — ~~Angie Smiddy, etc. v. Alcoa, Inc.~~ **Opposed 1/26/09**

UTAH

~~UT 2 08-630~~ — ~~Ronnie Smith, et al. v. Ford Motor Co., et al.~~ **Opposed 1/27/09**

VIRGINIA EASTERN

VAE 2 08-9368	Eugene L. Beckerle v. American Standard, Inc., et al.
VAE 2 08-9369	Jesus Marquez v. American Standard, Inc., et al.
VAE 2 08-9370	Orlando Sanchez v. American Standard, Inc., et al.
VAE 2 08-9371	Albert W. Anderson v. American Standard, Inc., et al.
VAE 2 08-9372	Hjalner E. Nygard v. American Standard, Inc., et al.
VAE 2 08-9373	Johnny A. O'Neal, Jr. v. American Standard, Inc., et al.
VAE 2 08-9374	Robert A. Smith v. American Standard, Inc., et al.
VAE 2 08-9375	Robert Lee Zamora v. American Standard, Inc., et al.
VAE 2 08-9377	Michael E. Sanders v. American Standard, Inc., et al.
VAE 2 08-9430	Dennis R. Callihan v. American Standard, Inc., et al.
VAE 2 08-9431	Walter V. Ward v. American Standard, Inc., et al.
VAE 2 08-9432	William H. Monroe, Jr., etc. (George H. Heckman, Jr.) v. American Standard, Inc., et al.
VAE 2 08-9433	Donald L. Hardsaw, Sr. v. American Standard, Inc., et al.

MDL No. 875 - Schedule CTO-318 Tag-Along Actions (Continued)

VAE 2 08-9434	Emmett Kirtley v. American Standard, Inc., et al.
VAE 2 08-9435	Pete A. Ortega v. American Standard, Inc., et al.
VAE 2 08-9452	Roger K. Bergholz v. American Standard, Inc., et al.
VAE 2 08-9453	Ronald M. Elde v. American Standard, Inc., et al.
VAE 2 08-9454	Arthur J. Demasi v. American Standard, Inc., et al.
VAE 2 08-9455	Raymond E. Ficklin v. American Standard, Inc., et al.
VAE 2 08-9456	Richard L. Adams v. American Standard, Inc., et al.
VAE 2 08-9457	Dennis Brown v. American Standard, Inc., et al.
VAE 2 08-9458	Donald F. Carroll, et al. v. The Budd Co., et al.
VAE 2 08-9459	Larry Dixon v. American Standard, Inc., et al.
VAE 2 08-9460	Francis G. Gross v. American Standard, Inc., et al.
VAE 2 08-9461	James H. Hasenfuss v. American Standard, Inc., et al.
VAE 2 08-9462	John R. Hastings, Sr. v. American Standard, Inc., et al.
VAE 2 08-9463	Alfred A. Haugen v. American Standard, Inc., et al.
VAE 2 08-9464	Francis J. Hedstrom v. American Standard, Inc., et al.
VAE 2 08-9465	Jay R. Hutton v. American Standard, Inc., et al.
VAE 2 08-9466	Edward L. Lee v. American Standard, Inc., et al.
VAE 2 08-9467	Jack H. Lester v. American Standard, Inc., et al.
VAE 2 08-9468	Raymond C. Martin v. American Standard, Inc., et al.
VAE 2 08-9469	Harold B. Martinson v. American Standard, Inc., et al.
VAE 2 08-9470	Thomas C. McDougall v. American Standard, Inc., et al.
VAE 4 08-3247	Robert Irving Armistead v. 3M Business Products Sales, Inc., et al.

VIRGIN ISLANDS

VI 1 08-54	Gabriel Alexander v. St. Croix Alumina, LLC, et al.
VI 1 08-55	Theodore Simon v. St. Croix Alumina, LLC, et al.